



SEALED

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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

13 UNITED STATES OF AMERICA,)
14 Plaintiff,)
15 v.) 2:10-CR-275-RLH-(GWF)
16 BRADLEY TUBIN,)
17 Defendant.)

**UNITED STATES OF AMERICA'S SEALED EX PARTE MOTION TO FILE THIS
MOTION AND THE SECOND MOTION TO SUBSTITUTE AND TO FORFEIT
PROPERTY OF BRADLEY TUBIN UNDER SEAL
AND MOTION TO UNSEAL AND ORDER**

21 The United States moves this Honorable Court for an Order to file this Sealed Ex Parte
22 Motion and the Second Motion to Substitute and to Forfeit Property of Bradley Tubin under seal
23 pursuant to LCR 47-2(a)¹. This Motion and the Second Motion to Substitute and to Forfeit Property
24 of Bradley Tubin (“Second Motion to Substitute”) must be filed under seal and ex parte because the
25 Federal Bureau of Investigation needs to seize the funds contained in Bradley Tubin’s (Tubin’s)
26 Individual Retirement Account and the personal property located at Tubin’s residence which the

¹ "All ex parte motions, applications or requests shall contain a statement showing good cause why the matter was submitted to the court without notice to all parties." LCR 47-2(a)

1 United States is requesting to substitute and to forfeit. The United States fears that if this Motion is
2 served on the other party before the property is taken into custody, Tubin may attempt to sell or hide
3 the property so it cannot be substituted and forfeited. As soon as the Order is signed, the United
4 States will seize the property and will serve Tubin.

5 The United States requests this Court to sign the Second Substitution and Forfeiture Order,
6 file it, and return a copy of the Second Substitution and Forfeiture Order to the United States under
7 seal as a paper document because the signed and filed sealed document will not be sent to the United
8 States by Electronic Case Filing.

9 Therefore, the United States requests this Court to allow this Motion and the Second Motion
10 to Substitute to be filed under seal, to sign the Second Substitution and Forfeiture Order, file it, and
11 to return a signed and filed copy of it to the United States under seal as a paper document.

12 After the property has been taken into custody and the United States files documents showing
13 that the property was taken into custody, the United States requests this Court allow the sealed
14 motions and Second Substitution and Forfeiture Order to be automatically unsealed so that the
15 proper parties may be served.

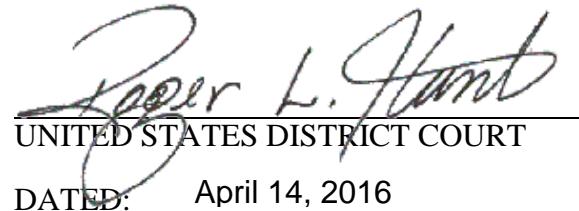
16 DATED this 13th day of April, 2016.

17 Respectfully submitted,

18 DANIEL G. BOGDEN
19 United States Attorney

20 /s/Daniel D. Hollingsworth
21 DANIEL D. HOLLINGSWORTH
22 Assistant United States Attorney

23
24 IT IS SO ORDERED:

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UNITED STATES DISTRICT COURT
DATED: April 14, 2016